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APHC010207132026



IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI

[3460]

(Special Original Jurisdiction)

THURSDAY, THE 23rd DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 10581/2026

Between:

1.T MALLIKARJUNA RAO, S/O LATE T. CHAKRAPANI, AGED ABOUT 60 YEARS, OCC. WORK INSPECTOR GR.LLL, O/O.THE DEPUTY EXECUTIVE ENGINEER, S.P. SUB-DIVISION NO.1,SOMASILA, NELLORE DISTRICT. PIN-524301

...PETITIONER

AND

1.THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY, WATER RESOURCES DEPARTMENT, A.P. SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT. 522 238

2.THE STATE OF ANDHRA PRADESH, REP. BY ITS SPECIAL CHIEF SECRETARY, FINANCE (HR.IV-FR AND LR)DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT. 522 238.

3.THE ENGINEERINCHIEF, IRRIGATION WING,
JALASOUDHA, GOVERNORPETA, VIJAYAWADA, NTR
DISTRICT, ANDHRA PRADESH. 520 001

4.THE SUPERINTENDENT ENGINEER, SOMAILA PROJECT
CIRCLE, DARGAMITTA, NELLORE.524003.

5.THE EXECUTIVE ENGINEER, S.P.DIVISION NO.1,
SOMASILA, NELLORE DISTRICT. PIN-524301

6.THE DEPUTY EXECUTIVE ENGINEER, S.P. SUB-DIVISION
NO.1, SOMASILA, NELLORE DISTRICT. PIN-52430

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ or order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th respondent in directing the 6th respondent to retire the petitioner on 30.06.2026 vide Memo No.SE/SPC/NLR/EC-IV/E-34/ 53M dated 13.01.2026on attaining the age of 60 years as illegal, arbitrary, discriminatory and violative of principles of natural justice and consequentially direct the respondents to continue the petitioner till the age of 62 years as per G.O.Ms.No.15 Finance (HR. IV-FR and LR) Department dated 31.01.2022 with all consequential benefits and pass such other orders.

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents to continue the petitioner in service up to the age of 62 years by suspending the impugned vide Memo No.SE/SPC/NLR/EC-IV/E-34/ 53Mdated 13.01.2026, pending disposal of the above Writ Petition; and pass such other orders.

Counsel for the Petitioner:

1.EATHAKOTA VENKATA RAO

Counsel for the Respondent(S):

1.GP FOR SERVICES I

2.GP FOR SERVICES II

The Court made the following:

Whether the order is :

Speaking Yes/No / Reasoned Yes/No

Reportable Yes/No / Non-Reportable Yes/No

HON'BLE SRI JUSTICE NYAPATHY VIJAY**WRIT PETITION No.10581 of 2026****ORDER:**

1. The present Writ Petition is filed questioning the action of Respondent No.4 in directing Respondent No.6 to retire the Petitioner on 30.06.2026 on attaining the age of 60 years and to declare the same as illegal and arbitrary.
2. At the time of hearing, learned counsel for the Petitioner submits that the Petitioner died and requested to close the Writ Petition.
3. Recording the said submission, the Writ Petition is dismissed as abated.
4. No order as to costs.
5. As a sequel, pending applications, if any, shall stand closed.

NYAPATHY VIJAY, J

Date: 23.07.2026

IS

HON'BLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION No.10581 of 2026

Date: 23.07.2026

IS